

REMARKS

Claims 1-13 are pending. Claims 1, 7 and 8 have been amended. No new matter has been presented.

Claims 1-13 stand rejected under 35 USC 102(e) as being anticipated by Malik, U.S. Patent No. 7,103,633. This rejection is respectfully traversed.

Claim 1, as amended, recites “a switcher to *select one of the first and second receivers to receive* the designation of the conversion process from the recipient device *based on information associated with a recipient* using the recipient device” (emphasis added). This feature is not taught or suggested by Malik.

Malik discloses a fax machine or transfer station that includes a communication interface 102 as well as a LAN interface 126. Malik, FIG. 3. Malik teaches several methods for obtaining profile information from a receiving fax machine through one of these interfaces. Malik, FIGS. 7A-7D. However, there is no teaching or suggestion in Malik of the CPU 100 selecting one of the interfaces to receive the profile information from the receiving fax machine. In fact, in Malik, the determination of which of the interfaces is used for transmitting the profile information to the fax machine is not made by the fax machine at all, but is made instead by the transfer station. Malik, col. 10, lines 42-52. Thus, Malik fails to teach the claimed “switcher to *select one of the first and second receivers to receive* the designation of the conversion process,” as recited in claim 1 (emphasis added).

Furthermore, unlike the claimed invention, the selection of the receiver in Malik is not based on any *information association with a recipient* of the recipient device, as recited in claim 1. Although Malik is silent on how the interfaces 102, 126 are used, it appears that the determination of which of the two interfaces is selected for data transmission is based on whatever protocol the transfer station decides to use, without any regard to any information associated with the recipient. Thus, Malik once again fails to anticipate claim 1.

Claim 7 recites “selecting one of multiple different transmission media to be used for receiving a designation of the conversion process based on information associated with a recipient using the recipient device.” As discussed above, Malik does not select a transmission media to be used for receiving the designation of the conversation process, and the interface used by the transfer station for communication is not selected based on information associated with a recipient. Thus, Malik fails to anticipate claim 7.

Claim 8 recites “setting a transmission medium, by which designation of the conversion processes is to be received, to a first transmission medium or to a second transmission medium based on information associated with the recipient.” As discussed above, Malik’s CPU 100 does not set a transmission medium (i.e., LAN or other transmission medium) by which designation of the conversion process is to be received, and the transmission medium is not chosen by the transfer station based on information associated with the recipient. Thus, Malik fails to anticipate claim 8.

Accordingly, claims 1, 7 and 8 are allowable. All other claims depend from claims 1, 7 or 8 and are thus allowable.

In view of the above, each of the claims is in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. **325772028200**.

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Respectfully submitted,

By 

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